PTO/SB/21 (09-04) Approved for use through 07/31/2006. U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 10/626,165 TRANSMITTAL Filing Date July 24, 2003 **FORM** First Named Inventor Cave et al. Art Unit 2617 **Examiner Name** Dung Le Lam (to be used for all correspondence after initial filing) Attorney Docket Number I-2-0369.1US Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Fee Transmittal Form Drawing(s) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC |X|Petition Amendment/Reply (Appeal Notice, Brief, Reply Brief) Petition to Convert to a Proprietary Information After Final **Provisional Application** Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Identify **Terminal Disclaimer** Extension of Time Request below): Request for Refund Express Abandonment Request CD, Number of CD(s) Information Disclosure Statement Landscape Table on CD Certified Copy of Priority Remarks Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name VOLPE AND KOENIG, P.C. Signature Printed name C. Frederick Koenig III Date Reg. No. 29.662 October 10, 2006 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature Typed or printed name C. Frederick Koenia III

Date October 10, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

I-2-0369.1US

Date: October 10, 2006



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Our File:

In the **PATENT APPLICATION** of:

Cave et al.

Application No.: 10/626,165

Confirmation No.: 9718

Filed:

July 24, 2003

For: MOBILE COMMUNICATIONS SYSTEM AND METHOD FOR PROVIDING COMMON

CHANNEL USING BEAMFORMING

ANTENNAS

Group:

2617

Examiner:

Dung Le Lam

REPLY PURSUANT TO 37 C.F.R. §1.111

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This Reply is being timely filed in response to the Office Action dated July 13, 2006 [Paper No.20060623].

Please amend the application without prejudice or disclaimer as follows: